

ALLEGED SHIPMENT: On or about July 5, 1946, by the Dorchester Canning Co., from Hillsboro, Wis.

PRODUCT: 90 cases, each containing 24 1-pound, 4-ounce cans, of peas at Memphis, Tenn.

LABEL, IN PART: "May Day Brand Medium Large Early Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard.

DISPOSITION: January 10, 1947. The Dorchester Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling, under the supervision of the Federal Security Agency.

12565. Misbranding of canned peas. U. S. v. 67 Cases, etc. (F. D. C. No. 22739. Sample Nos. 41377-H, 41378-H.)

LIBEL FILED: On or about April 7, 1947, Southern District of Illinois.

ALLEGED SHIPMENT: On or about June 28, 1946, by D. E. Foote & Co., Inc., from Baltimore, Md.

PRODUCT: 67 cases, each containing 24 1-pound, 4-ounce cans, and 79 cases, each containing 6 6-pound, 9-ounce cans, of peas at Decatur, Ill.

LABEL, IN PART: "Family Brand Pod Run Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (2), the article fell below the standard of fill of container for canned peas, and the label of the article failed to bear a statement that it fell below such standard.

DISPOSITION: May 16, 1947. Default decree of condemnation. The product was ordered delivered to a charitable institution.

12566. Adulteration of sweet mixed pickles and dill tomatoes. U. S. v. 6 Cases, etc. (F. D. C. No. 21952. Sample Nos. 54251-H, 54252-H.)

LIBEL FILED: December 5, 1946, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about October 28, 1946, by the Economy Wholesale Grocery Co., from Miami, Fla.

PRODUCT: 6 cases, each containing 12 1-quart jars, of sweet mixed pickles and 4 cases, each containing 12 1-quart jars, of dill tomatoes at Salisbury, N. C.

LABEL, IN PART: "Fancy Sweet Mixed Pickles One Quart National Manufacturing and Packing Salisbury, N. C.," or "Genuine Kosher Dill Tomatoes."

NATURE OF CHARGE: Adulteration Section 402 (a) (3), the articles consisted in whole or in part of decomposed substances.

DISPOSITION: February 25, 1947. Harry Wolfert, claimant, having withdrawn the claim and answer filed in the proceedings, and having consented to the entry of a decree, judgment of condemnation was entered and the products were ordered destroyed.

12567. Misbranding of canned pimientos. U. S. v. 30 Cases * * *. (F. D. C. No. 23640. Sample No. 55527-H.)

LIBEL FILED: August 18, 1947, Western District of North Carolina.

ALLEGED SHIPMENT: On or about September 30, 1946, by Schoenfeld & Sons, from New Rochelle, N. Y.

PRODUCT: 30 cases, each containing 24 1-pound, 12-ounce cans, of pimientos at Charlotte, N. C.

LABEL, IN PART: (Cans) "Sorrentino Brand Pimientos Halves Sweet Red Peppers * * * Packed by A. Sorrentino, New York, N. Y."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "Pimientos Halves Sweet Red Peppers" was false and misleading as applied to the article, which was a mixture of unpeeled, green and red sweet pepper halves.

DISPOSITION: October 14, 1947. Default decree of condemnation. The product was ordered delivered to a charitable institution.

12568. Misbranding of canned sweet potatoes. U. S. v. 197 Cases * * *. (F. D. C. No. 23367. Sample No. 79502-H.)

LIBEL FILED: July 25, 1947, Northern District of Illinois.

ALLEGED SHIPMENT: On or about November 22, 1946, by the Mayhaw Canning Company, from Laurel, Miss.

PRODUCT: 197 cases, each containing 24 1-pound, 2-ounce cans, of sweet potatoes at Chicago, Ill.

LABEL, IN PART: "Miss America Brand Vacuum Packed Cut Sweet Potatoes Contents 1 Lb. 2 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (The cans contained less than the declared weight.)

DISPOSITION: September 18, 1947. The Mayhaw Canning Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Federal Security Agency.

MISCELLANEOUS VEGETABLE PRODUCTS*

12569. Adulteration of Corn Chips (corn product). U. S. v. 242 Packages * * *. (F. D. C. No. 22230. Sample No. 65662-H.)

LIBEL FILED: On or about February 3, 1947, District of New Jersey.

ALLEGED SHIPMENT: On or about December 12 and 19, 1946, by Jeffrey Food Products Corp., from Philadelphia, Pa.

PRODUCT: 242 6-ounce packages of Corn Chips at Camden, N. J.

LABEL, IN PART: "Jeffies crisp crunchy corn chips."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect parts; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 11, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

12570. Adulteration of potato salad, lemon pie, and apple pie. U. S. v. Lynn R. Wilson (Wilson Products Co.). Plea of guilty. Fine, \$100. (F. D. C. No. 23587. Sample Nos. 75550-H, 75552-H, 85903-H, 85907-H, 85908-H.)

INFORMATION FILED: October 14, 1947, District of Utah, against Lynn R. Wilson, trading as the Wilson Products Co., Salt Lake City, Utah.

ALLEGED SHIPMENT: On or about April 28 and May 28, 1947, from the State of Utah into the States of Idaho and Nevada.

LABEL, IN PART: "Wilson's * * * Potato Salad [or "Lemon Pie," or "Apple Pie"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of rodent hairs, insect parts, insect setae, whole insects, and worm parts; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: October 17, 1947. A plea of guilty having been entered, the court imposed a fine of \$20 on each of the 5 counts of the information.

12571. Adulteration of India relish. U. S. v. 24 Cases * * *. (F. D. C. No. 22223. Sample No. 65656-H.)

LIBEL FILED: On or about January 31, 1947, District of New Jersey.

ALLEGED SHIPMENT: On or about December 19, 1946, by Mrs. Schlorer's, Inc., from Philadelphia, Pa.

PRODUCT: 24 cases, each containing 24 half-pint jars, of India relish at Wildwood, N. J.

LABEL, IN PART: "Mrs. Schlorer's India Relish."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of vinegar flies and fly eggs, and maggots and fragments.

*See also Nos. 12423, 12599.